

Names and addresses of attorneys.

For plaintiff and appellant: Joseph C. Burke, Esq., United States district attorney, and George A. H. Fraser, Esq., special assistant to the Attorney General, Federal Building, Los Angeles, Calif.

For defendants and appellees: O'Melveny, Millikin & Tuller, Title Insurance Building, Los Angeles, Calif.

[Citation and service omitted in printing.]

United States of America, Southern District of California, Northern Division, in the District Court, SS. No. B-68, in Equity.

[Title omitted.]

Bill of complaint.

Filed Dec. 20, 1920.

Comes now the plaintiff above named, by its attorneys, and complaining of defendants alleges and says:

I.

This suit is brought under the authority and by the direction of the Attorney General of the United States at the request of the Secretary of the Interior, and is brought by plaintiff in furtherance of its Indian policy and also in its capacity, and to discharge its obligations, as guardian for sundry Indians known as the Tejon Band or

Tribe of Indians now and from time immemorial residing on certain premises hereinafter described, in what is now Kern County, California; that said Indians are and from time immemorial have been tribal Indians, and at all times since July 7, 1846, have been and now are wards of the United States and at all times herein mentioned were and still are incompetent to manage their own affairs; that at all of said times they were and still are what are commonly called Mission Indians.

II.

That defendant Title Insurance & Trust Company is a corporation organized and existing under and by virtue of the laws of the State of California, and that its principal office and principal place of business are in the city of Los Angeles, in said State:

That defendant Security Trust and Savings Bank is a corporation organized and existing under and by virtue of the laws of the

XII.

That by reason of the appropriation and use by defendants of portions of said premises from which said Indians were excluded by defendants' predecessors in title, and the continued exclusion of said Indians therefrom by defendants as above set forth, said Indians have been damaged in the sum of \$75,000.

That by reason of the further expulsion and exclusion of said Indians by defendants from other portions of said premises, and the continued appropriation and use thereafter by defendants of such other portions as above set forth, said Indians have been damaged in the further sum of \$2,500.

That by reason of the molestation of said Indians by defendants and the restrictions and limitations placed by defendants on said Indians in the use and enjoyment of those portions of said premises still occupied by them as above set forth, said Indians have been damaged in the further sum of \$50,000.

Wherefore, plaintiff prays

1. That defendants be required to make full disclosure and discovery of the matters aforesaid, and especially as to nature of the right, title, interest, estate, claim or demand of defendants Harry Chandler, O. P. Brant, M. H. Sherman, and E. P. Clark in or to said premises or to the possession or control thereof, or any part thereof, according to the best of their knowledge and information, and full, true, direct and perfect answers make to the matters hereinbefore charged.

2. That the Indian title of occupancy, possession and use of and to the premises hereinabove described, including said described water rights, and said rights of way, and every part and portion thereof, be quieted in said Indians as against the fee title, and any and every title, possessory or otherwise, of defendants herein, and each and all of them: and decreed to be superior to and free from the lien of the deed of trust hereinbefore referred to; and that said Tejon Indians, including all living members of said band heretofore driven or forced from said premises by defendants or their predecessors, and the descendants of any and all of said Indians be held, adjudged and decreed to have full and perpetual right and title to occupy, possess, use and enjoy said premises and all thereof, including the rights in the waters of said Tejon and Cedar Creeks as above described, and all other waters to which said premises are riparian, and including all the natural products of said premises, whether by agriculture, horticulture, irrigation, cattle raising, or any other ordinary method of use, without interference, restriction or molestation of any sort, nature or description, by or from defendants herein or any of them, or any person or persons claiming under or through them or any of them, as long as any of said Indians or any of their children or descendants continue to occupy or dwell upon said premises; but without any right to sell, dispose of or encumber said title to said

premises, or any part thereof, except to or in favor of or with the consent of the United States.

EXCERPTS FROM UNITED STATES' COMPLAINT ASSERTING
TRIBAL LAND AND WATER RIGHTS FOR THE BENEFIT OF THE TEJON TRIBE